

Liber P R deceaseds estate to the paym^t of any debt or legacie, before the end of the next Ordinary Court after his Probate or Administration vnder Seale: and afore a Bill published at the vsuall place of the County, requiring all persons clayming to that estate, to enter their clayme (in his book at least) before the end of the said next Court. And after such Court as aforesaid, the Exequutor or Admrātor may be iudged for any debt or legacie, & may iustifie the payment of any, so it be without preiudice of others having right of precedency by the Law.

p. 23 And in case the estate be not found solvent to all debts and Legacies, the Exequutor or Admrātor shalbe bound to pay in the order following. viz that Legacies in kind be paid afore Legacies in value, and debts afore Legacies. And of debts that funerall charges [be] first defrayed, then Landlords rents, then the debts of the Lord Proprietary contracted bonâ-fide (other then by fine, forfeiture, or assignments to others vse) then publique leavies, and officers ffees, then Servants wages, then iudgements appearing vpon record within the Pr[ovince] and of them the first recorded be first paid. And that all other debts be paid by æquall partition.

The Exequutor or Admrātor, with consent of any two or more Creditors or Legataries may admitt and allow any debt of the deceased, & iustifie the payment of the same, so it be in such order as is afore appointed.

where the Exequutor or Admrātor hath right to succeed to the residue, no fee shalbe due to him for his paines. and likewise where any Creditor or Legatary is Exequutor or Admrātor, and there be not sufficient to pay all debts and legacies within this Province, there shalbe no fee due for paines. But in all other cases the Exequutor or Admrātor shall have such allowance for his or her paines as the Judge shall think fitt, so it exceed not ten per centum of the estate brought into the accompt received.

where any goods owing for, are remaining in specie, among the goods of the deceased, the Creditor of such goods (or his assigne) making sufficient prooffe of it, may have the said goods restored to him without diminution, in satisfaction of so much of his debt, if he demand it afore the property of the goods be altered. This Act to endure for three years from this present day.

12 An Act touching Succession to Land

Where any one dieth seised of land in fee, not disposing of it otherwise by his last will, the next heire shall succeed, as hath right by the Law of England. In defect of such heire the nearest